

FARFP Questions

The questions and answers contained in this document reflect only those inquiries received prior to the April 7, 2006 12:00 Noon deadline.

1. Page 2 of 12, Step 1 – Who is on the 3-5 member LOI evaluation committee?

Response: All evaluators are INDOT personnel. Names of individual evaluators will not be released until after contract award.

2. Page 4 of 12, Item 2 – Will sub-consultants be allowed later if not yet identified in the LOI?

Response: Yes. However, a Proposer team must establish its ability to provide all of the anticipated services in its proposals. Accordingly, INDOT encourages proposers to assemble their teams prior to submission of the proposal. Addition of sub-consultants after award will be scrutinized carefully by INDOT and shall be subject to INDOT's prior written approval.

3. Page 4 of 12 – How many references are desired for LOI Content Requirements #3 and #4?

Response: No minimum or maximum are required. INDOT encourages proposers to include as many references as necessary to provide a representative history of pertinent experience.

4. Page 12 of 12 – The background materials state that the financial advisor will coordinate and communicate with INDOT's other project advisors including legal advisors, technical advisors and traffic and revenue consultants. What is the proposed composition of INDOT's advisory team? What advisors have already been or are expected to be selected? Who will be INDOT's Lead Advisor and/or Project Manager?

Response: INDOT's advisory team will consist of a Legal Advisor (currently under contract), a Technical Procurement Advisor (selection in process), a Financial Advisor (selection in process) and a Traffic and Revenue Consultant for which the RFP will be published in the next 30 – 90 days. INDOT will direct all consultant/advisor work. It is not anticipated that any one advisor/consultant will be appointed project manager or "lead advisor" and manage the work of other consultants. Each individual consultant/advisor is expected to have a project manager for its role.

5. Page 10 of 12 – The RFP describes a project team made up of a Project Management Consultant and six section consultants. Will the Project Management Consultant for the Tier 2 studies phase continue as the overall Project Management Consultant for the procurement?

Response: The Project Management Consultant will continue in its role concerning the NEPA process. However, the Technical Procurement Advisor (TPA) will act as the lead consultant for all technical procurement activities.

6. Does the Consultant conflict of interest statement on page 1 of 12 of the LOI mean that the successful winner of the I-69 Public-Private Partnership Financial Advisor contract would not be able to be involved in the I-69 Technical Procurement Advisor contract and vice versa?

Response: No, however it is INDOT's strong preference that the technical procurement advisor and the financial advisor functions be performed by independent firms.

7. Would selection as the Financial Advisor also preclude future involvement in the I-69 corridor as part of a future potential Concessionaire team?

Response: Yes, the FA will be precluded from participating on a concessionaire team for the I-69 project.

8. What criteria will be used to determine eligibility to pursue future projects developed by INDOT as Public-Private Partnerships should a firm be awarded the Financial Advisor or Technical Procurement Advisor contract?

Response: INDOT is in the process of developing its approach to consultant conflicts of interest as they apply to P3 projects. Generally, those members (firms and individuals) of the FA will be subject to potential preclusion from future INDOT P3 projects as a member of a concessionaire team. FA team members will all be eligible to seek similar FA-type roles working for INDOT on future INDOT P3 projects. INDOT shall assess specific consultant conflict of interest questions and issues on a case-by-case basis. Nothing contained above is intended to modify or overrule any applicable law, including FHWA's organizational conflict of interest rules (found at 23 CFR 636.116) and NEPA conflict of interest rules.